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FACSIMILE MESSAGE

Date September 7, 2005
To: Art Unit 2854 – "After Final"
Fax No.: 0011 1 571 273 8300
Subject: United States Patent Application No. 10/760,203
Inventors/Assignors: Kia Silverbrook
Assignee: SILVERBROOK RESEARCH PTY LTD
Our Ref: RRA18US

Total Number of Pages (including this) : 4

Please find enclosed response to the Final Office Action dated August 5, 2005, of Examiner Marissa L. Fergusson.

Regards,

Kia Silverbrook

Encl.

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PTO/SB/21 (09-04)


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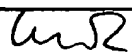
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/760,203	
	Filing Date	January 21, 2004	
	First Named Inventor	Kia Silverbrook	
	Art Unit	2854	
	Examiner Name	Marissa L. Ferguson	
Total Number of Pages in This Submission	4	Attorney Docket Number	RRA18US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Email: kia.silverbrook@silverbrookresearch.com Telephone: 61-2-9818-6633 Facsimile: 61-2-9555 7762		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name		
Signature		
Printed name	Kia Silverbrook	
Date	September 7, 2005	Reg. No.

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Typed or printed name	Kia Silverbrook	Date	September 7, 2005

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SEP 06 2005

In the United States Patent and Trademark Office

Serial Number: 10/760,203
Application. Filed: January 21, 2004
Applicant: Kia Silverbrook
Application. Title: Inkjet Printer Cradle for Receiving a Pagewidth Printhead Cartridge
Examiner/GAU: Marissa L. Ferguson 2854
Dated: September 7, 2005
At: Balmain, NSW
Docket No. RRA18US

REPLY

Commissioner for Patents
Washington, District of Columbia 20231

Dear Sir:

In response to the Final Office Action of August 5, 2005, the Applicant respectfully submits the following Remarks:

35 USC 103(a) Rejections

It is respectfully submitted that the subject matter of pending independent claim 1, and claims 2 and 3 dependent therefrom, is not taught or suggested by previously cited Silverbrook et al. (USP 6,447,113) in view of newly cited Lee (US 2003/0056850), for at least the following reasons.

Pending independent claim 1 clearly recites that the refillable inkjet cartridge has a pagewidth printhead, an ink supply and associated ink delivery path and that the cradle, which removably receives the inkjet cartridge, incorporates the retaining arrangement which enables refilling of the inkjet cartridge whilst in the cradle and the necessary data connections and processor for operating the printhead to print image data, the combination of these providing the inkjet printer cradle assembly of the claimed invention.

As discussed in the Applicant's Reply to the previous Office Action of March 30, 2005, Silverbrook's arrangement of the ink cartridge 32 and/or printhead(s) 142,143 being mounted to the printer 10 via a cam lock lever mechanism clearly does not provide a practical arrangement for refilling the ink cartridge (see col. 9, lines 7-9 and 45-57; and col. 10, lines 33-45 and Fig. 10 of Silverbrook).

The Examiner attempts to make up for this deficiency in Silverbrook by citing Lee, contending that the arrangement of the ink cartridge 101 and the supporting walls 22,23 of the refill holder 20 disclosed by Lee provides the retaining arrangement of the cradle body of the claimed invention. The Applicant respectfully disagrees for at least the following reasons.

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Amdt. Dated September 7, 2005
Response to Final Office action of August 5, 2005

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The refill holder 20 of Lee incorporates a coupling member 30 which is used to regulate the pressure of the ink during the refilling of ink to the ink cartridge 101 using an injector 50. The refill holder 20 is a separate and individual apparatus which is not incorporated as part of an ink jet printer in which the ink cartridge 101 is used. A similar arrangement using the exhaust holder 70 is provided for extraction of ink from a dried-up ink cartridge 101 (see [0038]-[0043], [0052]-[0057] and [0061]-[0069] of Lee).

Thus, the combination of the refill holder and ink cartridge of Lee does not constitute an inkjet printer cradle assembly as that of the claimed invention. Further, if one of ordinary skill in the art were to combine the teachings of Silverbrook and Lee as the Examiner suggests, then the resulting arrangement would provide a refill holder separate from the printer 10 of Silverbrook which would separately mount the ink cartridge 32 when refill of the cartridge is desired. This resulting arrangement also clearly does not constitute an inkjet printer cradle assembly as that of the claimed invention.

Furthermore, there is no motivation for one of ordinary skill in the art from the disclosure of either Silverbrook or Lee to produce any other arrangement. It is respectfully submitted that the arrangement of the claimed invention could only be arrived at from any combination of Silverbrook and Lee through the impermissible use of hindsight from the teachings of the present application.

Thus, it is respectfully submitted that the subject matter of pending claim 1, and claims 2 and 3 dependent therefrom, is not taught or suggested by Silverbrook or Lee either taken alone or in combination.

It is respectfully submitted that the Examiner's rejections have been traversed. Accordingly, it is submitted that the present application is in condition for allowance and reconsideration of the present application is respectfully requested.

Very respectfully,

Applicant:



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